

The Honorable Richard A. Jones

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON

BLACK LIVES MATTER SEATTLE-KING  
COUNTY, ABIE EKENEZAR, SHARON  
SAKAMOTO, MURACO KYASHNA-  
TOCHA, ALEXANDER WOLDEAB,  
NATHALIE GRAHAM, AND ALEXANDRA  
CHEN,

Plaintiffs,

vs.

CITY OF SEATTLE,

Defendant.

No. 2:20-CV-00887 RAJ

[PROPOSED] ORDER ENTERING  
TEMPORARY RESTRAINING ORDER

This matter having come before the Court on the Plaintiffs' Motion for Temporary Restraining Order ("TRO") and The City of Seattle's ("City") Notice of Intent to File Opposition with supporting Declarations:

After consideration of the Plaintiffs' Motion for TRO, the City's counter-proposed language for entry of a TRO, and recent decisions of other United States Federal District Courts in Denver, Minneapolis, and Portland, and pursuant to Federal Rule of Civil Procedure 65 and Local Civil Rule 65, the Court enters a temporary restraining order and ENJOINS the City of Seattle as follows:

ORDER ENTERING TEMPORARY RESTRAINING ORDER  
(20-cv-00887RAJ) - 1

**Peter S. Holmes**  
Seattle City Attorney  
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(206) 684-8200

The City of Seattle, including the Seattle Police Department and any other officers, departments, agencies, or organizations under the Seattle Police Department's control (collectively, "the City"), is hereby enjoined from employing chemical weapons or projectiles of any kind against persons engaging in peaceful protests or demonstrations. This injunction includes: (1) any chemical irritant such as and including CS Gas ("tear gas") and OC Gas ("pepper spray") and (2) any projectile such as and including flash-bang grenades, "pepper balls," "blast balls," and rubber bullets, unless the incident commander or above-ranking member of command staff specifically authorizes such use of force in response to specific acts of violence creating likely imminent physical harm to an individual(s). This Order does not preclude individual officers from taking reasonable, necessary, and proportional action to protect against imminent threat of physical harm to themselves or identifiable others, including the deployment of OC spray.

Under Fed. R. Civ. P. 65(b)(2), this Order will expire fourteen days after entry unless extended by the Court for good cause.

DATED this \_\_\_\_\_ day of June, 2020.

By: \_\_\_\_\_  
HON. RICHARD A. JONES  
United States District Judge

**Presented by:**

PETER S. HOLMES  
Seattle City Attorney

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*Attorney for Defendant City of Seattle*

**CERTIFICATE OF SERVICE**

I hereby certify that on June 10, 2020, I caused the preceding PROPOSED ORDER ENTERING TEMPORARY RESTRAINING ORDER to be electronically filed with the Clerk of the Court using the CM/ECF system, which will send notice of such filing to all known counsel of record.

DATED this 10th day of June, 2020.

s/Jennifer Liftin  
Jennifer Liftin, Legal Assistant